

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
530 Virginia Road, P.O. Box 9133  
Concord, MA 01742-9133

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

**CENTRAL LOCATION**  
**FACSIMILE COVER SHEET**

RECEIVED  
CENTRAL FAX CENTER

MAR 04 2004

OFFICIAL

Examiner: Jeffrey R. Snay

Group:

1743

Date: March 4, 2004

Client Code: 1159

Facsimile No.: 703-872-9306

From: James M. Smith, Esq.

Subject: Paper: Petition to Accept Priority Claim with Amendment and Transmittal

Docket No.: 1159.1006-008

Applicants: Steven A. Bogen, *et al.*

Serial No.: 10/027,746

Filing Date: December 20, 2001

Number of pages including this cover sheet: 5Please confirm receipt of facsimile: Yes X No     **Comments:**

@PFDDesktop\ODMA\MHODMA\HBSR05\Manage\457959.1

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who received this communication in error is asked to notify us immediately by telephone and to destroy the original message or return it to us at the above address via first class mail.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Steven A. Bogen, Herbert H. Loeffler and John A. Purbrick  
Application No.: 10/027,746 Group: 1743  
Filed: December 20, 2001 Examiner: Jeffrey R. Snay  
Confirmation No.: 4240  
For: RANDOM ACCESS SLIDE STAINER WITH INDEPENDENT SLIDE  
HEATING REGULATION

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
3-4-04	<i>Jennifer A. Tardiff</i>
Date	Signature
<i>Jennifer A. Tardiff</i>	
Typed or printed name of person signing certificate	

PETITION TO ACCEPT PRIORITY CLAIM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.78(a)(3) Applicant hereby petitions for acceptance of an unintentionally delayed claim under 37 U.S.C. 120 for the benefit of prior filed application serial number 09/032,676, filed February 27, 1998, now U.S. patent 6,183,693.

- (i) The reference required by 35 U.S.C. 120 and 37 C.F.R. 1.78(a)(2) to the prior filed application is being made by the attached amendment.
- (ii) Please charge the surcharge of \$1,330.00 set forth in 37 C.F.R. 1.17(t) to Deposit Account No. 08-0380.
- (iii) The entire delay between the date the claim was due under 37 C.F.R. 1.78(a)(2) and this date was unintentional.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By *[Signature]*  
James M. Smith  
Registration No. 28,043  
Telephone (978) 341-0036  
Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: 3/4/04

@FFDesktop: ODMA/MHODMA/HBSR05.iManage.457884;1  
JMS/jar  
March 4, 2004

PATENT APPLICATION  
Attorney's Docket No. 1159.1006-008

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

MAR 04 2004

OFFICIAL

Applicants: Steven A. Bogen, Herbert H. Loeffler and John A. Purbrick

Application No.: 10/027,746

Group: 1743

Filed: December 20, 2001

Examiner: Jeffrey R. Snay

Confirmation No.: 4240

For: RANDOM ACCESS SLIDE STAINER WITH INDEPENDENT SLIDE  
HEATING REGULATION

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
3-4-04	<i>Jennifer A. Tardiff</i>
Date	Signature
<i>Jennifer A. Tardiff</i>	
Typed or printed name of person signing certificate	

AMENDMENT TO INCLUDE PRIORITY CLAIM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please amend the application as follows: